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PATENT
Attorney Docket No.: 085765-000200US
Client Reference No.:
F5-01984197/AR011-2US

On September 19, 2003
TOWNSEND and TOWNSEND and CREW LLP
By: [Signature]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MAKOTO YAMAMORI

Application No.: 09/841,787

Filed: April 24, 2001

For: HIGH AMYLOSE WHEAT
STARCH AND WHEAT CONTAINING
THE SAME

Examiner: A. Grunberg

Art Unit: 1661

DECLARATION OF MAKOTO
YAMAMORI UNDER 37 C.F.R. §1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Makoto Yamamori, being duly warned that willful false statements and the like are punishable by fine or imprisonment or both (18 U.S.C. § 1001), and may jeopardize the validity of the patent application or any patent issuing thereon, state and declare as follows:

1. All statements herein made of my own knowledge are true, and statements made on information or belief are believed to be true and correct.
2. I am a named inventor on the above-referenced patent application and have control over the conditions of the deposit described herein.
3. I certify that:

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MAKOTO YAMAMORI
Application No.: 09/841,787
Page 2

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(a) Twenty-five hundred seed of each of wheat lines Turkey 116, Kanto 79, Chousen 30, and Chousen 57 were deposited on July 9, 2003 with the International Patent Organism Depository, National Institute of Advanced Industrial Science and Technology located at AIST Tsukuba Central 6, 1-1, Higashi 1-Chome Tsukuba-shi, Ibaraki-ken 305-8566 Japan. The following accession numbers were provided:

Turkey 116 FERM BP-08426

Kanto 79 FERM BP-08423

Chousen 30 FERM BP-08424

Chousen 57 FERM BP-08425

The deposit was made pursuant to the provisions of the Budapest Treaty. The deposited material is the same as that identified in the specification.

(b) All restrictions, except those required by law or regulation for safety, health, or similar reasons, on the availability to the public of the cell lines identified in Paragraph (a) will be irrevocably removed upon the granting of a patent for the above-identified application.

Date: September 8, 2003

By: Makoto Yamamori
Makoto Yamamori